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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: J. VOGEL et al. Confirmation No.: 2836  
Serial No.: 10/029,294 Art Unit: 1615  
Filed: December 28, 2001 Examiner: Humera N. SHEIKH  
For: IMPLANTABLE PARTICLES FOR TISSUE Attorney Docket No.: 9676-311  
BULKING AND THE TREATMENT OF  
GASTROESOPHAGEAL REFLUX DISEASE

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated March 24, 2004 of the Primary Examiner finally rejecting claims 1-4, 8-16, 19 and 20 of the above-identified application.

The item(s) checked below are appropriate:

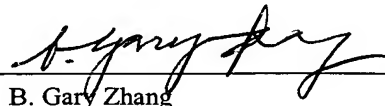
1. ☒ An extension of time for responding to the final rejection for two (2) month(s):  
☐ was filed on  
☒ is submitted herewith.
2. ☒ A timely response to the final rejection has been filed.
3. ☐ A fee in the amount of \$330.00 is:  
☐ Required.  
☐ Not required (Fee paid in prior appeal).
4. ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$165.00 is:  
☒ Required.  
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

08/23/2004 HVUONG1 00000019 503013 10029294

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Respectfully submitted,

Date: August 20, 2004



B. Gary Zhang

47,331

(Reg. No.)

For: Anthony M. Insogna (Reg. No. 35,203)

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